IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF GEORGIA MACON DIVISION

:

COREY GRIER,

Plaintiff

VS.

Nurse MARY GORE, et al.,

NO. 5:12-CV-60 (MTT)

Defendants

ORDER

Pro se Plaintiff COREY GRIER has filed a civil rights complaint under 42 U.S.C. § 1983. He now moves, before service, for voluntary dismissal of this action (Doc. 10).

Under Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, a plaintiff may voluntarily his action "before the opposing party serves either an answer or a motion for summary judgment[.]" Defendants have not yet served an answer or a motion for summary judgment. Accordingly, Plaintiff's motion to dismiss is hereby **GRANTED** and the above-captioned action is deemed **DISMISSED WITHOUT PREJUDICE**

SO ORDERED, this 11th day of April, 2013.

S/ Marc T. Treadwell
MARC T. TREADWELL, JUDGE
UNITED STATES DISTRICT COURT